

**Informal Meeting Agenda
Monday, November 17, 2008
10:00 AM**

**BOARD OF SUPERVISORS
Maricopa County, Arizona
(and the Boards of Directors of the Flood Control District,
Library District, Stadium District, Improvement Districts,
and/or Board of Deposit)**



"The mission of Maricopa County is to provide regional leadership and fiscally responsible, necessary public services to its residents so they can enjoy living in healthy and safe communities"

Board Members

Andrew Kunasek, District 3, Chairman
Max Wilson, District 4, Vice Chairman
Fulton Brock, District 1
Don Stapley, District 2
Mary Rose Wilcox, District 5

County Manager

David Smith

Clerk of the Board

Fran McCarroll

Meeting Location

Supervisors' Auditorium
205 W. Jefferson
Phoenix, AZ 85003

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BOARD OF SUPERVISORS

ACTION

Clerk of the Board

1. PROCLAMATION FOR NATIONAL HUNGER AND HOMELESSNESS AWARENESS WEEK

Proclaim November 16 - 22, 2008 as National Hunger and Homelessness Awareness Week.
(C-06-09-191-7-00)

PRESENTATION

Community Development

2. NEIGHBORHOOD STABILIZATION PROGRAM FUNDING

Presentation regarding the Neighborhood Stabilization Program funding through the U.S. Department of Housing and Urban Development (HUD). Staff will brief the Board on the identification of proposed areas of greatest need as well as recommendations for activities and funding amounts to address the issue of vacant and foreclosed residential homes and properties in the Urban County. Staff will summarize the actions taken to date to support the recommendations, address the public comment period, and highlight next steps in the funding process. (C-17-09-046-P-00)

Renee Ayres-Benavidez, Community Development Director

PRESENTATION AND ACTION

Government Relations

3. PRESENTATION OF THE PROPOSED 2009 LEGISLATIVE PACKAGE

Presentation regarding the Proposed 2009 Legislative Package. At the conclusion of the presentation, approve Proposed 2009 Legislative Package. The 2009 Legislative Package is on file in the Clerk of the Board's office. (C-20-09-031-P-00)

Diane Sikokis, Director, Government Relations

Richard Bohan, Legislative Liaison

Mary Reiss, Federal Relations and Grants Analyst

ACTION

Facilities Management

4. AMEND FY 2008-09 FIVE-YEAR CAPITAL IMPROVEMENT PROGRAM

Amend FY 2008-09 Five-Year Capital Improvement Program

- 1) Approve the suspension of the Southeast Justice Center Project.

In accordance with A.R.S. Section 42-17106(B):

- a) **Decrease** the expenditure budget for the Southeast Justice Center (SEJC) project (Department 470, Fund 440) by a total of \$67,216,155, \$59,252,499 in Year 1 (FY 2008-09) and \$7,963,656 in Year 2 (FY 2009-10) thereby reducing the total project budget from \$88,376,900 to \$21,160,745 which is the amount that has already been spent on the project. This adjustment does not alter the duly adopted budget for purposes of A.R.S. § 42-17105, but rather reflects internal adjustments necessitated by a forecasted reduction in revenues.

- 2) Approve the suspension of the Durango 911 and Crime Lab Project.

In accordance with A.R.S. Section 42-17106(B):

- a) **Decrease** the expenditure budget for the Durango 911 and Crime Lab (DCRM) project (Department 470, Fund 441) by a total of \$12,677,519, \$11,775,519 in Year 1 (FY 2008-09) and \$1,300,000 in Year 2 (FY 2009-10) thereby reducing the total project budget from \$14,008,300 to \$1,330,781 which is the amount that has already been spent on the project. This adjustment does not alter the duly adopted budget for purposes of A.R.S. § 42-17105, but rather reflects internal adjustments necessitated by a forecasted reduction in revenues.

- 3) Approve the suspension of the 1st Ave Jail demolition and additional funding for project management.

In accordance with A.R.S. Section 42-17106(B):

- a) **Decrease** the expenditure budget for the Criminal Court Tower (JUST) project

(Department 470, Fund 441) by \$2,798,800, adding \$3,500,000 in Year 1 (FY 2008-09) and decreasing by \$6,298,800 in Year 2 (FY 2009-10) thereby reducing the total project budget from \$341,557,800 to \$338,759,000. This adjustment adds an additional \$3,500,000 for Project Management and eliminates funding of \$6,298,800 for the 1st Ave Jail demolition, but leaves \$1,200,000 for the Judges Secured Passageway, Jury Assembly and Building Access Improvements. This adjustment does not alter the duly adopted budget for purposes of A.R.S. § 42-17105, but rather reflects internal adjustments necessitated by a forecasted reduction in revenues.

4) Approve changes to the scope of the Criminal Court Tower project.

The Criminal Court Tower project involves the construction of a state-of-the-art 32 (22 fully constructed, 10 shelled out) courtroom facility, approximately 682,792 square feet, to be constructed on the site of the current Madison Street Parking Garage. In addition to courtrooms, the facility will include a Jury Assembly area, a sally-port for prisoner transport, secured judicial parking, a food service area on the 1st floor and related space for Court support, and the County's Restorative Justice Program.

5) Fund Transfers:

Per A.R.S. §42-17106(b), approve the transfer of expenditure authority in the amount of \$10,895,804 from FY 2008-09 Non-Departmental (470) General Fund (100) Contingency (4711) Operating (0000) line item "Court Tower Maintenance and Operating Reserve" to Non-Departmental (470) General Fund (100) Infrastructure/CIP (4713) Operating (0000) entitled "CIP Fund Transfer." Authorize and approve a fund transfer moving \$10,895,804 from Non-Departmental (470) General Fund (100) Infrastructure/CIP (4713) Operating (0000) entitled "CIP Fund Transfer" to General Fund County Improvement Fund (445). This action also requires offsetting revenue and expenditure adjustments in the Eliminations (980) Eliminations Fund (900). This action moves \$10,895,804 to fund 445 for the future use for:

- 1) "Court Tower Project Management Reserve" in the amount of \$3,500,000
- 2) "Judges Secured Passageway" in the amount of \$1,200,000.
- 3) "Reserve for MCSO Crime Lab/Building 1916" in the amount of \$2,600,000
- 4) "Reserve for MCSO 911 Center Build Out" in the amount of \$3,000,000.
- 5) "Reserve for MCSO 911 Center Equipment" in the amount of \$595,804

The "Court Tower Project Management Reserve" is a total of \$6,800,000 of which \$3,300,000 was in the current Criminal Court Tower Project budget. The "MCSO 911 Center Equipment" estimated cost is \$8,000,000 of which only \$595,804 is funded. Additional funding will come from savings in the Criminal Court Tower Project Owner's Contingency line as the Criminal Court Tower Project is completed. (C-70-09-017-2-00)

5. CHANGE ORDER 2 TO DESIGN PHASE SERVICES WITH GILBANE BUILDING COMPANY TO ADD CCIP

Approve Change Order No. 2 to Contract C-70-08-022-5-00 with Gilbane Building Company of Phoenix, Arizona, for: (1) To the contract language to permit a change to the type of insurance for this project from an Owner-Controlled Insurance Program (OCIP) to a Contractor-Controlled Insurance Program (CCIP), and (2) In the amount not-to-exceed \$6,600,000 as the lump sum

premium due to Gilbane Building Company within 30 days of enrolling this project into the Gilbane Rolling CCIP program. The program is in the best interest of the County and is necessary in order to properly protect the County during the construction of this facility. Funds for this change order are within the approved budget. The Court Tower Project (Project No. 3325-07-380), located at the County's Downtown Campus in Supervisorial District 5.

An evaluation was conducted by Maricopa County, lead by Materials Management with participation from Risk Management, Facilities Management and the County Engineer, to determine the best and most cost-effective form of insurance coverage for the Court Tower Project (3325-07-380). Three forms of insurance coverage were evaluated: standard purchased insurance, Owner-Controlled Insurance Program (OCIP) and Contractor-Controlled Insurance Program (CCIP). After careful consideration of the three best offers, and the coverages afforded by each, the evaluation team determined that the CCIP coverage afforded the best coverage and pricing, resulting in an estimated saving of \$180,000 over the next best coverage and price. (C-70-08-022-5-03)

6. AMENDMENT TO CONTRACT WITH GOULD EVANS FOR DESIGN AND CONSTRUCTION ADMINISTRATION OF COURT TOWER PROJECT

Approve an amendment to the Contract (C-70-07-054-5-01) between Gould Evans and Maricopa County through the Facilities Management Department. The purpose of this amendment is to update the Contract Requirements and General Conditions to the Contract. This amendment is non-financial and is effective from February 2008 until February 2012. All other terms and conditions of the Contract remain in full force and effect.

Approve "Rider and Amendment to November 20, 2007 Contract between Gould Evans Associates, Inc. and Maricopa County" for the purpose of updating the Contract Requirements and General Conditions (originally attached as Exhibit B to the referenced contract). The Contract for the design of the Court Tower Facility (3325-07-380), dated November 20, 2007, was approved by the Board of Supervisors on September 19, 2007. This project is located in District 5. (C-70-07-054-5-02)

Management and Budget

7. AMEND THE FY 2008-09 HIRING FREEZE

Approve Amendment No. 1 to the FY 2008-09 hiring freeze to be implemented in all judicial branch, elected and appointed departments and special districts effectively immediately upon Board approval.

The FY 2007-08 hiring freeze expired on June 30, 2008. It was re-approved by the Board on July 23, 2008. Due to further declines in our revenue forecasts, the Office of Management and Budget recommends that the Board revise the FY 2008-09 hiring freeze, and that it also apply to the districts. The FY 2008-09 Revised Hiring Freeze Process will be as follows: All positions currently vacant or that become vacant in the future will be subject to a hiring freeze. This freeze will be in effect until the end of the fiscal year. If a position becomes vacant which affects public health or safety, the elected office, department, agency, or district will contact the Office of Management and Budget (OMB). Only positions that provide direct and critical public health and/or safety services, are essential to revenue collection, or are grant-funded and required to maintain compliance with the grant may be considered for exemption. In collaboration with the requesting elected office, department, agency, or district OMB will make a determination whether a recruitment is necessary in order to alleviate a critical public health or safety issue. If OMB and the elected office, department, agency, or district are in disagreement, the elected office, department or agency may appeal the decision to the County Manager. If still unresolved, the Elected office, department, agency or district may bring the item to the BOS on

an agenda. Elected offices, departments, agencies and districts are required to meet or exceed the budgeted salary savings as indicated in their budget(s). In order to meet this requirement, positions authorized for recruitment during this hiring freeze may need to be held vacant for a period of time until budgeted salary savings is met. Elected offices, departments, agencies or districts that are over-budget year-to-date are not eligible for hiring freeze exemptions of any kind. (C-49-09-004-6-01)

8. CAPITAL PURCHASING FREEZE

Approve Revision No 1 to the FY 2008-09 Capital Purchasing Freeze Process to be implemented in all judicial branch, elected and appointed departments and special districts effectively immediately upon Board approval. The FY 2008-09 Capital Purchasing Freeze Process was first adopted by the Board on July 23, 2008 (C-49-09-004-6-00).

Due to further declines in our revenue forecasts, the Office of Management and Budget recommends that the Board revise the FY 2008-09 Capital Purchasing Freeze Process. The FY 2008-09 Revised Capital Purchasing Freeze Process will be as follows: All procurements, including those made with the P-Card or any other procurement mechanisms, which meet any of the following, will be subject to a freeze:• Non-Capital Equipment (Object Code 804)• Furniture (All applicable Object Codes)• Computers, servers, printers, monitors, peripherals and other like items including the Desktop Refresh, Laptop Refresh and all other items covered under the Technology Financing Program, (All applicable Object Codes)• Capital Equipment not purchased as part of an approved Major Maintenance or Capital Improvement Project (All applicable Object Codes)This freeze applies to all funds and will be in effect until the end of the fiscal year. There will be NO EXEMPTION PROCESS. However, if a purchase affects the health or safety of Maricopa County citizens, or is deemed necessary, the elected office, department or agency will contact the Office of Management and Budget (OMB). In collaboration with the requesting elected office, department or agency, OMB will make a determination whether the purchase is appropriate. If OMB and the elected office, department or agency are in disagreement, the elected office, department or agency may appeal the decision to the County Manager. If still unresolved, the elected office, department or agency may bring the item to the BOS on an agenda. (C-49-09-004-6-02)

9. BUDGET BALANCING GUIDELINES

Adopt the "Maricopa County Budgeting for Results Budget Balancing Guidelines" (hereinafter referred to as "the Guidelines"). The purpose of these budget balancing guidelines is to start the process of restoring the County budget to sustainable structural balance, and challenge judicial branch, elected, and appointed managers to collaboratively identify and implement structural changes that will optimize critical public services and results at significantly lower spending levels. The Office of Management and Budget and all judicial branch, elected and appointed departments will follow the guidelines to balance the budget for FY 2008-09 and to develop a structurally-balanced budget for FY 2009-10.

The budget adjustments included in this item will restore the structural balance in the General Fund and Detention Fund budgets for FY 2008-09. The adjustments include reductions in the General Contingency budgets in these funds, which will need to be restored for FY 2009-10. Additional reductions will need to be made from department budgets during FY 2008-09.

Pursuant to the Guidelines and A.R.S. §42-42-17106 B, approve the following adjustments in the General Fund and Detention Fund operating budgets totaling \$60,811,492:

- 1) Within the appropriated budget for Non-Departmental (470) General Fund (100) Operating (0000), transfer \$7,398,559 in expenditure authority from the Reserved Contingency item "Pay for Performance", \$3,000,000 from the Reserved Contingency item "Retirement

Contribution Increases”, and \$6,400,000 from General Contingency to the Reserved Contingency item “Reserve for Revenue Shortfall.”

- 2) Transfer \$1,374,100 in appropriated expenditures from Health Care Programs (390) General Fund (100) Operating (0000) to Non Departmental (470) General Fund (100) Operating (0000) to the Reserved Contingency item “Reserve for Revenue Shortfall,” to reflect a reduction in the final enacted ALTCS Contribution from the amount included in the Adopted Budget.
- 3) Within the appropriated budget for Non-Departmental (470) General Fund (100) Operating (0000), transfer \$5,821,312 in expenditure authority from the item “Court Tower Debt” and \$28,017,521 in expenditure authority from the item “CIP Fund Transfer” to the Reserved Contingency item “Reserve for Revenue Shortfall,” and reduce total sources in Non-Departmental (470) General Fund County Improvement (445) Non-Recurring Non-Project (0001) by \$33,838,833, with offsetting reductions in Eliminations. This adjustment does not increase the County budget due to the reduction in capital project appropriated budgets per Agenda C-70-09-017-2-00.
- 4) Within the appropriated budget for Non-Departmental (470) Detention Fund (255) Operating (0000), transfer \$3,800,000 in expenditure authority from the Reserved Contingency item “Pay for Performance”, \$4,400,000 from the Reserved Contingency item “Retirement Contribution Increases”, and \$600,000 from General Contingency to the Reserved Contingency item “Reserve for Revenue Shortfall.”

This adjustment does not alter the duly adopted budget for purposes of A.R.S. § 42-17105, but rather reflects internal adjustments necessitated by a forecasted reduction in revenues. Item 3 above is contingent on approval of agenda C-70-09-017-2-00.

Maricopa County faces the challenge of maintaining fiscal stability during a period of unprecedented declines in revenue, followed by years of low growth. Through October, State Shared Sales Taxes are \$7.2 million (4.7%) under budget, and 7.0% lower than for the same period in FY 2007-08. Likewise, State Shared Vehicle License Taxes are \$1.2 million (2.4%) under budget, and Jail Excise Taxes are \$3.2 million (7.0%) under budget. Combined, Sales, VLT and Jail Tax revenues are forecasted to be as much as \$72.4 million under budget by the end of FY 2008-09. These revenue shortfalls are partially offset by previously adopted expenditure reductions and other revenue increases totaling \$11.6 million. The most critical services and results must be maintained for the public with a significantly lower revenue base. County and judicial branch leadership at all levels will need to work together to make the difficult choices that will be required to meet these challenges. (C-49-09-036-2-00)

10. GUIDELINES FOR FUNDING OF MANDATED STATE CONTRIBUTIONS

Approve the “FY 2008-09 State Contribution Funding Guidelines” pursuant to Laws 2008 Chapter 285, Section 47 and Laws 2008 Chapter 288, Section 10.

Per Laws 2008 Chapter 288, Section 10, Subsection A, Maricopa County is required to make a contribution to the State of Arizona of \$24,168,400. Also, per Laws 2008 Chapter 285, Section 47, Subsection A Maricopa County is required to make a second contribution to the State of Arizona and \$4,681,991. Laws 2008 Chapter 285, Section 47, Subsection B and Laws 2008 Chapter 288, Section 10, Subsection B both state: “Notwithstanding any other law, a county may meet any statutory funding requirements of this section from any source of county revenue designated by the county, including funds of any county wide special taxing district in which the board of supervisors serves as the board of directors.” The purpose of the “FY 2008-09 State Contribution Funding Guidelines” is to set a direct the allocation of the State contributions

among the various County funds. The specific amounts to be contributed by each fund will be adopted in a subsequent action. (C-49-09-037-2-00)

FLOOD CONTROL DISTRICT

ACTION

F-1. FY 2008-09 HIRING FREEZE FOR THE FLOOD CONTROL DISTRICT

Approve the FY 2008-09 hiring freeze for the Flood Control District.

Due to further declines in our revenue forecasts, the Office of Management and Budget recommends that the Board approve the FY 2008-09 hiring freeze for the Flood Control District. The FY 2008-09 Hiring Freeze Process will be as follows: All positions currently vacant or that become vacant in the future will be subject to a hiring freeze. This freeze will be in effect until the end of the fiscal year. If a position becomes vacant which affects public health or safety, the elected office, department, agency, or district will contact the Office of Management and Budget (OMB). Only positions that provide direct and critical public health and/or safety services, are essential to revenue collection, or are grant-funded and required to maintain compliance with the grant may be considered for exemption. In collaboration with the requesting elected office, department, agency, or district OMB will make a determination whether a recruitment is necessary in order to alleviate a critical public health or safety issue. If OMB and the elected office, department, agency, or district are in disagreement, the elected office, department or agency may appeal the decision to the County Manager. If still unresolved, the Elected office, department, agency or district may bring the item to the BOS on an agenda. Elected offices, departments, agencies and districts are required to meet or exceed the budgeted salary savings as indicated in their budget(s). In order to meet this requirement, positions authorized for recruitment during this hiring freeze may need to be held vacant for a period of time until budgeted salary savings is met. Elected offices, departments, agencies or districts that are over-budget year-to-date are not eligible for hiring freeze exemptions of any kind. (C-49-09-024-6-00)

F-2. FY 2008-09 CAPITAL FREEZE FOR THE FLOOD CONTROL DISTRICT

Approve the FY 2008-09 Capital Freeze for the Flood Control District.

Due to further declines in our revenue forecasts, the Office of Management and Budget recommends that the Board approve the FY 2008-09 capital freeze for the Flood Control District effectively immediately upon Board approval and will be in effect until the end of the fiscal year. The FY 2008-09 Capital Freeze Process will be as follows: All procurements, including those made with the P-Card or any other procurement mechanisms, which meet any of the following, will be subject to a freeze:• Non-Capital Equipment (Object Code 804)• Furniture (All applicable Object Codes)• Computers, servers, printers, monitors, peripherals and other like items including the Desktop Refresh, Laptop Refresh and all other items covered under the Technology Financing Program, (All applicable Object Codes)• Capital Equipment not purchased as part of an approved Major Maintenance or Capital Improvement Project (All applicable Object Codes)This freeze applies to all funds and will be in effect until the end of the fiscal year. There will be NO EXEMPTION PROCESS. However, if a purchase affects the health or safety of Maricopa County citizens, or is deemed necessary, the elected office, department or agency will contact the Office of Management and Budget (OMB). In collaboration with the requesting elected office, department or agency, OMB will make a determination whether the purchase is appropriate. If OMB and the elected office, department or agency are in disagreement, the elected office, department or agency may appeal the decision to the County Manager. If still unresolved, the elected office, department or agency

may bring the item to the BOD on an agenda. (C-49-09-033-6-00)

LIBRARY DISTRICT

ACTION

L-1. FY 2008-09 HIRING FREEZE FOR THE LIBRARY DISTRICT

Approve the FY 2008-09 hiring freeze for the Library District.

Due to further declines in our revenue forecasts, the Office of Management and Budget recommends that the Board approve the FY 2008-09 hiring freeze for the Library District. The FY 2008-09 Hiring Freeze Process will be as follows: All positions currently vacant or that become vacant in the future will be subject to a hiring freeze. This freeze will be in effect until the end of the fiscal year. If a position becomes vacant which affects public health or safety, the elected office, department, agency, or district will contact the Office of Management and Budget (OMB). Only positions that provide direct and critical public health and/or safety services, are essential to revenue collection, or are grant-funded and required to maintain compliance with the grant may be considered for exemption. In collaboration with the requesting elected office, department, agency, or district OMB will make a determination whether a recruitment is necessary in order to alleviate a critical public health or safety issue. If OMB and the elected office, department, agency, or district are in disagreement, the elected office, department or agency may appeal the decision to the County Manager. If still unresolved, the Elected office, department, agency or district may bring the item to the BOS on an agenda. Elected offices, departments, agencies and districts are required to meet or exceed the budgeted salary savings as indicated in their budget(s). In order to meet this requirement, positions authorized for recruitment during this hiring freeze may need to be held vacant for a period of time until budgeted salary savings is met. Elected offices, departments, agencies or districts that are over-budget year-to-date are not eligible for hiring freeze exemptions of any kind. (C-49-09-025-6-00)

L-2. FY 2008-09 CAPITAL FREEZE FOR THE LIBRARY DISTRICT

Approve the FY 2008-09 capital freeze for the Library District.

Due to further declines in our revenue forecasts, the Office of Management and Budget recommends that the Board approve the FY 2008-09 capital freeze for the Library District effectively immediately upon Board approval and will be in effect until the end of the fiscal year. The FY 2008-09 Capital Freeze Process will be as follows: All procurements, including those made with the P-Card or any other procurement mechanisms, which meet any of the following, will be subject to a freeze:• Non-Capital Equipment (Object Code 804)• Furniture (All applicable Object Codes)• Computers, servers, printers, monitors, peripherals and other like items including the Desktop Refresh, Laptop Refresh and all other items covered under the Technology Financing Program, (All applicable Object Codes)• Capital Equipment not purchased as part of an approved Major Maintenance or Capital Improvement Project (All applicable Object Codes)This freeze applies to all funds and will be in effect until the end of the fiscal year. There will be NO EXEMPTION PROCESS. However, if a purchase affects the health or safety of Maricopa County citizens, or is deemed necessary, the elected office, department or agency will contact the Office of Management and Budget (OMB). In collaboration with the requesting elected office, department or agency, OMB will make a determination whether the purchase is appropriate. If OMB and the elected office, department or agency are in disagreement, the elected office, department or agency may appeal the decision to the County Manager. If still unresolved, the elected office, department or agency may bring the item to the BOD on an agenda. (C-49-09-034-6-00)

STADIUM DISTRICT

ACTION

S-1. FY 2008-09 HIRING FREEZE FOR THE STADIUM DISTRICT

Approve the FY 2008-09 hiring freeze for the Stadium District.

Due to further declines in our revenue forecasts, the Office of Management and Budget recommends that the Board approve the FY 2008-09 hiring freeze for the Stadium District. The FY 2008-09 Hiring Freeze Process will be as follows: All positions currently vacant or that become vacant in the future will be subject to a hiring freeze. This freeze will be in effect until the end of the fiscal year. If a position becomes vacant which affects public health or safety, the elected office, department, agency, or district will contact the Office of Management and Budget (OMB). Only positions that provide direct and critical public health and/or safety services, are essential to revenue collection, or are grant-funded and required to maintain compliance with the grant may be considered for exemption. In collaboration with the requesting elected office, department, agency, or district OMB will make a determination whether a recruitment is necessary in order to alleviate a critical public health or safety issue. If OMB and the elected office, department, agency, or district are in disagreement, the elected office, department or agency may appeal the decision to the County Manager. If still unresolved, the Elected office, department, agency or district may bring the item to the BOS on an agenda. Elected offices, departments, agencies and districts are required to meet or exceed the budgeted salary savings as indicated in their budget(s). In order to meet this requirement, positions authorized for recruitment during this hiring freeze may need to be held vacant for a period of time until budgeted salary savings is met. Elected offices, departments, agencies or districts that are over-budget year-to-date are not eligible for hiring freeze exemptions of any kind. (C-49-09-026-6-00)

S-2. FY 2008-09 CAPITAL FREEZE FOR THE STADIUM DISTRICT

Approve the FY 2008-09 Capital Freeze for the Stadium District.

Due to further declines in our revenue forecasts, the Office of Management and Budget recommends that the Board approve the FY 2008-09 capital freeze for the Stadium District effectively immediately upon Board approval and will be in effect until the end of the fiscal year. The FY 2008-09 Capital Freeze Process will be as follows: All procurements, including those made with the P-Card or any other procurement mechanisms, which meet any of the following, will be subject to a freeze:• Non-Capital Equipment (Object Code 804)• Furniture (All applicable Object Codes)• Computers, servers, printers, monitors, peripherals and other like items including the Desktop Refresh, Laptop Refresh and all other items covered under the Technology Financing Program, (All applicable Object Codes)• Capital Equipment not purchased as part of an approved Major Maintenance or Capital Improvement Project (All applicable Object Codes)This freeze applies to all funds and will be in effect until the end of the fiscal year. There will be NO EXEMPTION PROCESS. However, if a purchase affects the health or safety of Maricopa County citizens, or is deemed necessary, the elected office, department or agency will contact the Office of Management and Budget (OMB). In collaboration with the requesting elected office, department or agency, OMB will make a determination whether the purchase is appropriate. If OMB and the elected office, department or agency are in disagreement, the elected office, department or agency may appeal the decision to the County Manager. If still unresolved, the elected office, department or agency may bring the item to the BOD on an agenda. (C-49-09-035-6-00)